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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/852,958	05/10/2001	David A. Sirbasku	057041-000010	5333

30565 7590 02/07/2011  
Woodard, Emhardt, Moriarty, McNett & Henry LLP  
111 Monument Circle, Suite 3700  
Indianapolis, IN 46204-5137

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**FEB 07 2011**

Woodard, Emhardt, Moriarty  
McNett & Henry LLP

EXAMINER
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BRISTOL, LYNN ANNE

ART UNIT	PAPER NUMBER
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1643

NOTIFICATION DATE	DELIVERY MODE
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02/07/2011

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The time period for reply, if any, is set in the attached communication.

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Application No. : 09852958  
Applicant : Sirbasku  
Filing Date : 05/10/2001  
Date Mailed : 02/07/2011

**NOTICE TO FILE CORRECTED APPLICATION PAPERS**

*Notice of Allowance Mailed*

This application has been accorded an Allowance Date and is being prepared for issuance. The application, however, is incomplete for the reasons below.

**Applicant is given 1 month(s) from the mail date of this Notice within which to respond.**

The informalities requiring correction are indicated in the attachment(s). If the informality pertains to the abstract, specification (including claims) or drawings, the informality must be corrected with an amendment in compliance with 37 CFR 1.121 (or, if the application is a reissue application, 37 CFR 1.173). Such an amendment may be filed after payment of the issue fee if limited to correction of informalities noted herein. See Waiver of 37 CFR 1.312 for Documents Required by the Office of Patent Publication, 1280 Off. Gaz. Patent Office 918 (March 23, 2004). In addition, if the informality is not corrected until after payment of the issue fee, for purposes of 35 U.S.C. 154(b)(1)(iv), "all outstanding requirements" will be considered to have been satisfied when the informality has been corrected. A failure to respond within the above-identified time period will result in the application being ABANDONED. This period for reply is NOT extendable under 37 CFR 1.136(a).

See attachment(s).

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**IDENTIFICATION OF APPLICATION DEFICIENCIES**

- ☐ Applicant must provide legible text for the following item(s).
- ☐ Specification filed , page(s) .
  - ☐ Claims filed , claim(s) .
  - ☐ Oath/declaration filed .
  - ☐ Other: .
- ☒ Applicant must provide missing information on the following page(s) of the specification by amending the specification to add the missing text. No new matter may be added.  
Page 44, Paragraph [0248], Please provide the missing data ATCC accession nos. and dates.
- ☐ Applicant must provide an Abstract of the Disclosure.
- ☐ Applicant has submitted a DECLARATION (37 CFR 1.63) FOR A UTILITY OR DESIGN APPLICATION USING AN APPLICATION DATA SHEET (37 CFR 1.76) (e.g., form PTO/SB/01A). The Application Data Sheet, however, is not present with the filed application. Applicant must submit an Application Data Sheet or file a new oath or declaration (e.g., PTO/SB/01) executed by the inventors and containing the information required in 37 CFR 1.63.
- ☐ Applicant must provide an executed declaration.
- ☐ Applicant must provide a declaration signed by inventor(s) .
- ☐ The oath or declaration is defective. A new oath or declaration in compliance with 37 CFR 1.67(a) identifying this application by application number and filing date may be required. See MPEP §§ 602.01 and 602.02. The oath or declaration is defective because:
- ☐ It does not identify the city and either state or foreign country of residence of each inventor. The residence information may be provided on either an application data sheet or a supplemental oath or declaration.
  - ☐ The oath or declaration for the patent application was filed prior to December 1, 1997, and applicant has not given a post office address anywhere in the application papers as required by 37 CFR 1.33(a), which was in effect at the time of filing of the oath or declaration. A statement over applicant's signature providing a complete post office address is required.
  - ☐ It does not identify the mailing address of each inventor. A mailing address is an address at which an inventor customarily receives his or her mail and may be either a home or business address. The mailing address should include the ZIP Code designation. The mailing address may be provided in an application data sheet or a supplemental oath or declaration. See 37 CFR 1.63(c) and 37 CFR 1.76.
- ☐ Per 37 CFR § 1.63(a)(2), applicant must provide at least one given name without abbreviation for inventor(s) .



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Dear PAIR Customer:

Woodard, Emhardt, Moriarty, McNett & Henry LLP  
111 Monument Circle, Suite 3700  
Indianapolis, IN 46204-5137  
UNITED STATES

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Application	Document	Mailroom Date	Attorney Docket No.
09852958	M327	02/07/2011	057041-000010

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